

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>VS.</b>	)	<b>2:19-CR-0059-NT</b>
	)	
<b>STEPHEN KISSH,</b>	)	

**STEPHEN KISSH’S MOTION FOR DEPARTURE AND/OR VARIANT  
SENTENCE**

NOW COMES Stephen Kissh, by and through undersigned counsel, and hereby respectfully requests that this Honorable Court grant a departure and/or variance based upon the statutory factors set out at 18 U.S.C. § 3553(a), and impose a non-guideline sentence. In support of this motion, Mr. Kissh offers the following:

- 1) This matter is scheduled for a Sentencing Hearing on August 3, 2020.
- 2) Mr. Kissh pleaded guilty on to Possession with Intent to Distribute Fentanyl and Cocaine on January 27, 2020.
- 3) There is no plea agreement in this matter.
- 4) The Amended PSR references a Guideline Range of 46-57 months.
- 5) Pursuant to 18 U.S.C. § 3553(a), Mr. Kissh asks the Court to consider the basis for a departure and/or variance as detailed in the Sentencing Memorandum filed contemporaneously with this Motion.

Respectfully submitted,

/s/ David J. Bobrow, Esq.  
Attorney for Stephen Kissh  
BEDARD AND BOBROW, PC  
9 Bradstreet Lane  
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Eliot, ME 03903  
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**CERTIFICATE OF SERVICE**

I, David J. Bobrow, Esq., hereby certify that I have caused to be served via ECF Stephen Kissh's Motion for a Departure and/or Variance on the following individuals:

1. Nicholas Scott, Esq. at <Nicholas.Scott@usdoj.gov>;
1. All other attorneys of record in this matter.

Dated this 28<sup>th</sup> day of July 2020 at Portland, Maine.

Respectfully submitted,

/s/ David J. Bobrow, Esq.  
Attorney for Stephen Kissh  
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